

1 TANCRED SCHIAVONI  
(*pro hac vice application to be filed*)  
2 STEPHEN H. WARREN (S.B. #136895)  
KAREN RINEHART (S.B. 185996)  
3 O'MELVENY & MYERS LLP  
400 South Hope Street  
4 Los Angeles, California 90071  
Telephone: (213) 430-6000  
5 Facsimile: (213) 430-6407  
Email: tschiavoni@omm.com  
6 swarren@omm.com  
krinehart@omm.com  
7

*Counsel for Century Indemnity Company,  
8 as successor to CCI Insurance Company,  
as successor to Insurance Company of  
9 North America*

10 UNITED STATES DISTRICT COURT  
11 SOUTHERN DISTRICT OF CALIFORNIA  
12

13 Century Indemnity Company,  
14 Plaintiff,  
15 v.  
16 Andrew Van Arsdale,  
17 Defendant.  
18

Case No. **'21CV2011 L MDD**

**DISCOVERY MATTER**

**CENTURY'S MOTION TO COMPEL  
ANDREW VAN ARSDALE TO  
COMPLY WITH CENTURY'S  
SUBPOENAS TO TESTIFY AT A  
DEPOSITION AND PRODUCE  
RESPONSIVE DOCUMENTS**

19 1. Century Indemnity Company, as successor to CCI Insurance Company, as  
20 successor to Insurance Company of North America ("Century"), respectfully submits this Motion  
21 to Compel Andrew Van Arsdale to comply with Century's subpoena to testify at a deposition and  
22 subpoena to produce documents (the "Subpoenas"), both issued by Century on October 4, 2021.  
23

24 2. The Subpoenas relate to the chapter 11 proceedings, No. 1:20-bk-10343, pending  
25 in the Bankruptcy Court for the United States District Court for the District of Delaware (the  
26 "Delaware Court") (the "Underlying Action"). Movant is a party in the Underlying Action. This  
27 Court has jurisdiction over this matter pursuant to Federal Rule of Civil Procedure 45(c) as the  
28 Subpoena required compliance in this District.

1           3.       As stated in the Unopposed Motion to Transfer filed concurrently with this  
2 Motion, counsel for Mr. Van Arsdale does not oppose a transfer of this dispute to the Delaware  
3 Court.<sup>1</sup> Should this Court choose not to, however, Century submits that the Motion to Compel  
4 should be granted for the reasons stated in the accompanying Memorandum of Law.  
5

6 Dated: November 30, 2021

Respectfully Submitted,

By: /s/ Karen Rinehart

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Facsimile: (213) 430-6407

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[swarren@omm.com](mailto:swarren@omm.com)

[krinehart@omm.com](mailto:krinehart@omm.com)

*Counsel for Century Indemnity Company, as  
successor to CCI Insurance Company, as  
successor to Insurance Company of North  
America*

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<sup>1</sup> See Stamoulis Decl., Ex. A (Nov. 18, 2021 email from counsel to Mr. Van Arsdale to counsel to Century confirming no opposition to Century moving to transfer).

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Respectfully Submitted,

By: Tanorel Shumone

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